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**ATTORNEY DOCKET NO. 21101.0046U2**
**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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| In re Application of | ) | |
| | ) | |
| **Gesteland, et al.** | ) | Art Unit: 1634 |
| | ) | |
| Application No. 10/583,198 | ) | Examiner: Unassigned |
| | ) | |
| Filing Date: 11/15/2004 | ) | Confirmation No. 2204 |
| | ) | |
| For: METHODS, ARTICLES, AND COMPOSITIONS FOR IDENTIFYING OLIGONUCLEOTIDES | ) | |

## INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.
Customer Number 23859

Sir:

Pursuant to the requirements of 37 C.F.R. § 1.56, submitted herewith on the accompanying Information Disclosure Statement List is a listing of documents known to Applicants and/or their attorneys. In accordance with 37 C.F.R. §1.98(a)(2), copies of any cited U.S. patent or U.S. patent application publication documents are not enclosed. Copies of any cited foreign patent document and/or any non-patent publication are enclosed.

This Information Disclosure Statement is believed to be filed in a timely manner pursuant to 37 C.F.R. § 1.97(b)(3), in that a first Office Action on the merits of the present patent application has not yet been mailed to Applicants.

In accordance with the provisions of M.P.E.P. § 2001.06(b) and 37 C.F.R. § 1.98(b)(3), Applicants would like to bring to the attention of the Examiner the existence of the co-pending patent applications identified below, which were filed in the United States Patent and Trademark Office:

| | Application No. | Date Filed | Inventors | Attorney Docket No. |
|---|---|---|---|---|
| 1. | *10/374,253 | February 26, 2003 | Matveeva et al. | 21101.0059U2 |

The pending applications identified with an asterisk (*) above are stored in the Image File Wrapper (IFW) system of the USPTO. Accordingly, copies of the cited specifications, which includes the claims and drawings thereof, are not enclosed in accordance with the waiver to 37 CFR 1.98(a)(2)(iii) dated September 21, 2004.

For applications 10/374,253, the following prosecution documents are enclosed for the Examiner's consideration.

**For Appl. *10/374,253**

| Date of Action | Type of Action | Date of Response |
|---|---|---|
| 09-02-2005 | Restriction Requirement | |
| | Response to Restriction Requirement | 10-05-2005 |
| 11-21-2005 | Office Action | |
| | Response to Office Action | 05-22-2006 |
| 08-11-2006 | Office Action | |
| | Response to Office Action | 12-11-2006 |

Consideration of the cited documents and making the same of record in the prosecution of the above-referenced application are respectfully requested.

No fee is believed due; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,

NEEDLE & ROSENBERG, P.C.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence, including any items indicated as attached or included, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

P. Brian Giles — Date 1/3/07

# INFORMATION DISCLOSURE STATEMENT LIST

(Use as many sheets as necessary)

| Complete if Known | |
|---|---|
| Application Number | 10/583,198 |
| Filing Date | 11/15/2004 |
| First Named Inventor | Gesteland |
| Group Art Unit | 1634 |
| Examiner Name | Unassigned |

## U.S. PATENT DOCUMENTS

| Examiner's Initials | Cite No. | Document No. | Date | Name | Class | Subclass | Filing Date (if appropriate |
|---|---|---|---|---|---|---|---|
| | A1 | 5,399,491 | 03-02-1995 | Kacian | | | |
| | A2 | 6,251,588 | 06-26-2001 | Shannon | | | |
| | A3 | 5,700,637 | 12-23-1997 | Southern | | | |
| | A4 | 5,667,667 | 09-16-1997 | Southern | | | |
| | A5 | 2003/0130802 | 07-10-2003 | Mei | | | |

## FOREIGN PATENT DOCUMENTS

| Examiner's Initials | Cite No. | Foreign Patent Document Country Code-Number-Kind Code | Date | Name | Translation Yes/No |
|---|---|---|---|---|---|
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## NON-PATENT DOCUMENTS

| Examiner's Initials | Cite No. | Non-Patent Citations (include Author, Title, Publisher, Relevant Pages, Date and Place of Publication) |
|---|---|---|
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| | A8 | Allawi,H.T. and SantaLucia,J.,Jr (1998) Nearest-neighbor thermodynamics of internal A.C mismatches in DNA: sequence dependence and pH effects. Biochemistry, 37, 9435–9444. |
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| Examiner Signature: | Date Considered: |
|---|---|

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

| INFORMATION DISCLOSURE STATEMENT LIST<br>(Use as many sheets as necessary) | Complete if Known | |
|---|---|---|
| | Application Number | 10/583,198 |
| | Filing Date | 11/15/2004 |
| | First Named Inventor | Gesteland |
| | Group Art Unit | 1634 |
| | Examiner Name | Unassigned |

| | | |
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NEEDLE & ROSENBERG, P.C.

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| **Date Received / Atty. Para. Client / Matter Number & Application Serial No.** | **January 3, 2007**<br>**21101.0046U2**<br>**App. No. 10/583,198**<br>**DEH/PBG: atb** | |
| **Document(s) Filed** | 1. Information Disclosure Statement (2 Pages)<br>2. Information Disclosure List (3 Pages)<br>3. Copies of Fifty (50) Cited References<br>4. Copies of Three (3) Cited Office Actions for Application No. 10/374,253 along with corresponding Response to each Office Action<br>5. Certificate of Mailing Dated January 3, 2007 | |
| | | |
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